

COURTS OF JUSTICE FEES ACT

CHAPTER 4:31

Act

L.I. 6 of 1880

Amended by

L.I. 11 of 1932

19/1939

*5 of 1967

*S.I. 1967 No.223

*10 of 1969

*Amended by implication.

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of
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(*This Order revoked S.R.O. L.I. 23/1931)

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CHAPTER 4:31

COURTS OF JUSTICE FEES ACT

ARRANGEMENT OF SECTIONS

SECTION

1. Short title.
2. Fixing fees payable in Courts of Justice, etc.
3. Order to be binding on all Courts, etc.
4. Payment into the Treasury.
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6. Stamps to be impressed or adhesive.
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11. Order may abolish existing fees.

SCHEDULE.

CHAPTER 4:31

COURTS OF JUSTICE FEES ACT

AN ACT relating to the fixing of fees payable in Courts of Justice.

1961 Ed.
Cap. 25 .
6 of 1880.

Commencement.

[29th July 1880]

Short title.

1. This Act may be cited as the –

COURTS OF JUSTICE FEES ACT.

Fixing fees
payable in Courts
of Justice, etc.

2. The President may, by Order, fix the fees and percentages (including the percentage on estates of mentally ill persons) to be taken in the High Court, or in any Court of Justice in this State, civil or criminal, or in any Court created by any Commission, or in any office which is connected with any of those Courts, or in which any business connected with any of those Courts is conducted, or by any officer, paid wholly or partly out of public moneys, who is attached to any of those Courts, or to the office of Registrar of Deeds, and may, from time to time, by Order, increase, reduce or abolish all or any of such fees and percentages, and appoint new fees and percentages to be taken in the said Courts or offices, or any of them, or by any such officer as aforesaid.

Order to be
binding on all
Courts, etc.

3. Any Order made in pursuance of this Act shall be binding on all the Courts, offices, and officers to which it refers, in the same manner as if it had been enacted by Parliament.

Payment into the
Treasury.

4. All such fees and percentages shall be paid into the Treasury.

Fees to be taken
in stamps.
Schedule.

5. The President may by Notice, in the form set out in the Schedule published in the *Gazette*, declare and direct that, from and after the time specified in the Notice, all and any of the fees for the time being payable in money shall be taken by means of stamps: and, from and after the time specified in any such Notice, the fees therein and not in money.

Stamps to be
impressed or
adhesive.

6. The stamps shall be impressed or adhesive and shall only be distributed by the Financial Secretary and such other public officers as the President may, from time to time, direct.

7. The President may, from time to time, make such Rules as may seem fit for publishing the amount of the fees and regulating the use of the stamps, and particularly for prescribing the application thereof to documents from time to time in use or required to be used for the purposes of the stamps, and for insuring the proper cancellation of stamps, and for keeping accounts of the stamps, and for the allowancing for spoiled or misused stamps.

President to make rules.

8. Any document which ought to bear a stamp in pursuance of this Act, or any Rules or Order made thereunder, shall not be received, filed, used or admissible in evidence, except in criminal trials or inquiries, unless and until it is properly stamped within the time prescribed by the Rules under this Act regulating the use of stamps, but if any such document is, through mistake or inadvertence, received, filed, or used without being properly stamped, the Court may, if it thinks fit, order that the same be stamped on the payment of a penalty, or otherwise, as in such order may be directed.

Unstamped documents not evidence.

9. An account of all money received in respect of stamps under this Act shall be kept in the Treasury.

Accounts of stamps.

10. Any person who forges any such stamp is liable to imprisonment for seven years.

Penalty for forgery.

11. An Order under this Act may abolish any existing fees and percentages which may be taken in the said Courts or offices, or any of them, or by the said officers, or any of them; but, subject to the provisions of any Order made in pursuance of this Act, the existing fees and percentages shall continue to be taken, applied, and accounted for in the existing manner.

Order may abolish existing fees.

SCHEDULE

Section 5.

NOTICE UNDER THE COURTS OF JUSTICE FEES ACT

THE PRESIDENT, in pursuance of the provisions of this Act, hereby declares and directs that, from and after the day of _____, the fees for the time being payable (*here insert the nature of the fees*) shall be taken in stamps.

SUBSIDIARY LEGISLATION

L.I. 38/1934.

COURTS OF JUSTICE FEES ORDER

made under section 5

Commencement.

[1st January 1935]

Short title.

1. This Order may be cited as the –

COURTS OF JUSTICE FEES ORDER.

Fees to be paid in stamps.

2. The President in pursuance of the provisions of the Act hereby declares and directs that from and after the 1st January, 1935 the fees for the time being payable in all proceedings in the High Court in all its branches shall be taken in stamps.

Description of stamps.
Ch. 67.01.

3. The stamps referred to in section 2 shall be adhesive or impressed stamps as authorised under the provisions of the Stamp Act for use in the State, and any number of separate fees may be expressed on a document by one or more stamps for the gross amount.

Use of stamps.

4. The stamps shall be affixed to the document in respect of which the fee is payable; but where any fee is payable in respect of any matter or thing in reference to which it has not been customary or may not be necessary to use any document or paper, the party or his solicitor requiring the matter or thing to be done shall make application for the same by a praecipe or short note in writing or print to or upon which the stamps are affixed, and all papers and documents when possible shall be stamped on the left-hand upper corner of the front sheet.

Documents to be stamped before signature.

5. All documents must be fully stamped to the amount of the prescribed fees before being brought to the officer of the Court responsible for the transaction involved, and the officer before signing the document shall satisfy himself that the same has been correctly stamped.

Cancellation of stamps.

6. Before any stamped document passes out of the possession of the officer of the Court responsible for the transaction involved the stamps on the document shall be effectively cancelled by the officer by means of a metallic date stamp and indelible ink; and in the case of stamps of a higher value than twenty-five cents, each stamp must be perforated with a punching machine in such a way as to destroy completely any value the stamps might otherwise possess.

7. As soon as possible after the end of each quarter the Registrar ^{Accounts.} shall transmit to the Accountant General a statement signed by him certifying the amount paid by means of stamps in respect of all proceedings during the preceding quarter, and the Accountant General shall cause the same to be duly entered in the appropriate account.

SUBSIDIARY LEGISLATION

MAGISTRATES' COURTS FEES ORDER**ARRANGEMENT OF ORDERS****ORDER**

1. Short title.
 2. Fees to be paid in stamps.
 3. Description of stamps.
 4. Use of stamps.
 5. Documents to be stamped before signature.
 6. Cancellation of stamps.
 7. Custody of stamped document.
 8. Destruction of documents.
 9. Accounts.
-

SUBSIDIARY LEGISLATION

MAGISTRATES' COURTS FEES ORDER

20/1962.

made under sections 7 and 5

[31st December 1962]

Commencement.

1. This Order may be cited as the –

Short title.

MAGISTRATE'S COURTS FEES ORDER.

2. The President in pursuance of the provisions of the Act hereby declares and directs that from and after the first day of January 1963, the fees for the time being payable in all proceedings in the Magistrates' Courts shall be taken in stamps.

Fees to be paid in stamps.

3. The stamps referred to in clause 2 shall be adhesive stamps as authorised for postage and revenue under the provisions of the Stamp Act, for use in the State, and any number of separate fees may be expressed on a document by one or more stamps for the gross amount.

Description of stamps.
Ch.67:01.

4. The stamps shall be affixed to the document in respect of which the fee is payable; but where any fee is payable in respect of any matter or thing in reference to which it has not been customary or may not be necessary to use any document or paper, the party or his solicitor requiring the matter or thing to be done shall make application for the same by a praecipe or short note in writing or print to or upon which the stamps are affixed, and all papers and documents when possible shall be stamped on the left hand upper corner of the front sheet.

Use of stamps.

5. All documents must be fully stamped to the amount of the prescribed fees before being brought to the Magistrate and the Magistrate before signing the document shall satisfy himself that the same has been correctly stamped.

Documents to be stamped before signature.

6. Before any stamped document passes out of the possession of the Magistrate or the Clerk of the Court, the stamps on the document shall be effectively cancelled by the Magistrate or the Clerk of the Court by means of a rubber stamp and indelible ink.

Cancellation of stamps.

Custody of stamped document.

7. On the conclusion of the hearing of a case the stamped documents in connection therewith shall be retained in safe custody by the Magistrate or the Clerk of the Court and shall not be delivered to any person save for official purposes.

Destruction of documents.

8. The Magistrate shall cause all stamped documents, over seven years old, in his custody, to be destroyed.

Accounts.

9. As soon as possible after the end of each quarter the Magistrate shall transmit to the Accountant General a statement signed by him certifying the amount paid by means of postage and revenue stamps in respect of all proceedings during the preceding quarter, and the Accountant General shall cause the same to be duly entered in the appropriate account.

SUBSIDIARY LEGISLATION

MAGISTRATES' COURTS (FEES) RULES

L.I. 28/1932
[34/1934
33/1941
20/1978].

made under section 2

[15th August 1932]

Commencement.

1. These Rules may be cited as the –

Short title.

MAGISTRATES' COURTS (FEES) RULES.

2. The fees specified in the Schedule shall, subject to the provisions of section 124 of the Magistrate's Code of Procedure Act be taken and paid in all civil proceedings before a Magistrate.

Court and
bailiff's fees.
Schedule
Ch. 4:20.

SCHEDULE

[20/1978].

1. COURT FEES

- | | |
|--|---------|
| (a) Entering a suit, including summons and copy for service and judgment | \$ 5.00 |
| (b) Hearing fee | 1.50 |
| (c) Court Interpreter's fee | 1.50 |
| (d) Order for leave to sue in another district | 4.00 |
| (e) Summons to witness and copy for service | 2.50 |
| (f) Execution (Fi, Fa) | 5.00 |
| (g) Warrant of distress under the Small Trespass Act (Ch.7:05) or of possession or execution under Small Tenements Act (Ch. 54:71) | 5.00 |
| (h) Warrant of committal under the Small Trespass Act (Ch. 7.05) | 5.00 |
| (i) Order of attachment of moneys or garnishee summons | 5.00 |
| (j) Any other summons, including copy of service and order thereon | 5.00 |
| (k) Order for a new trial | 4.00 |
| (l) Affidavit, each oath | 2.50 |
| (m) Appointment of estimators, under Small Tenements Act (Ch. 54:71) | 3.00 |

2. BAILIFF FEES

- | | |
|---|------|
| (a) Service of a summons, notice or other document required to be served | 1.50 |
| (b) Arrest under order of committal on judgment summons, and taking person arrested to prison | 5.00 |
| (c) Seizure of property under attachment, possession or execution | 5.00 |
| (d) Taking security or bail and inquiring into sufficiency thereof | 4.00 |
| (e) Levy fee - five per cent on the net proceeds of the sale. | |

3. Provided that the above-mentioned scale shall be varied according to the amount endorsed upon the statement of claim as follows:

- (a) where the amount claimed does not exceed fifty dollars all fees shall be reduced by fifty per cent;
- (b) where the amount claimed exceeds one hundred dollars all fees shall be increased by fifty per cent;
- (c) where no specific amount of claim is endorsed upon the writ of summons, then the scale fees contained in paragraphs 1 and 2 shall be payable without variation, provided that the Magistrate shall - unless in exceptional circumstances - order special additional Court fees to be paid by the party against whom judgment is given, in all cases where the amount adjudged recoverable exceeds one hundred dollars, in accordance with the scale fees contained in paragraph (b) above;
- (d) where counter-claims are set off against each other, whether for liquidated amounts or not, each claim shall be calculated separately in deciding which scale of Court fees shall be chargeable therefor.

4. (a) Where the relief claimed is for the possession of property only the fees specified in paragraphs 1 and 2 shall, regardless of the value of the property claimed, be payable without variation.

(b) Where a claim for possession of property is joined with a claim for an amount an additional fee shall be charged in respect of the amount in accordance with the provisions of paragraphs 1, 2 and 3.

SUBSIDIARY LEGISLATION

HIGH COURT (SUMMARY PROCEDURE) FEES ORDER

L.I. Gaz. 21/9/22.
[20/1978].

made under section 2

[14th October 1922]

Commencement.

1. This Order may be cited as the –

Short title.

HIGH COURT (SUMMARY PROCEDURE) FEES ORDER.

2. The fees and percentages to be taken in proceedings in the High Court of Summary Procedure shall be according to the Schedule.

Fees to be charged.

SCHEDULE

[20 of 1978].

FEES OF COURT

1. For every writ of summons	\$ 4.00
2. For every copy thereof	1.50
3. Subpoena not exceeding three persons	1.50
4. Copy	.75
5. Every notice required	1.50
6. Hearing	6.00
7. Drawing formal decree	2.50
8. Copy	.75
9. Every order not being a nonsuit or judgment	3.00
10. Copy	1.50
11. Summons in chambers	.75
12. Paying money into Court (exclusive of receipt stamp)	1.50
13. Paying money out of Court (exclusive of receipt stamp)	1.50
14. Warrant of execution, arrest or attachment	4.00
15. Copy	2.50
16. Summons in chambers	2.50

17. Copy	1.50
18. Hearing of summons	2.50
19. Every other application in Court or in Chambers	1.50
20. Entering up judgment or award	2.50
21. Copies of documents, per folio of 90 words	.75
22. Taxation of costs	2.50
23. Examination of judgment debtor	2.50
24. Examination of garnishee	2.50
25. Examination of persons indebted to judgment debtor	2.50
26. Interpleader summons	4.00
27. Hearing interpleader summons	4.00
28. On taking affidavits for each deponent	2.50
29. Interpleader motion	4.00
N. B.: In suits where the demand does not exceed \$37.50 the fees of the Court shall be reduced by one half.	
30. Service or execution of any writ, summons, notice or other documents	.75
31. At a greater distance than one mile from the Court House, for every extra mile or part of a mile in addition to the above fee	.50
Provided that mileage shall be calculated to a place and not to and from a place.	
32. For every personal arrest	4.00
33. For conveying person arrested from place of arrest, for every mile or part of a mile	.75
34. For discharging person arrested at desire of plaintiff	1.50
35. For every seizure or attachment of property under the process of the Court	2.50
36. Taking bail or security	2.50
37. For releasing property seized or attached at desire of plaintiff	1.50
38. For each man in possession, including his board, <i>per diem</i>	1.50
39. For the sale, including advertisements, catalogues and commissions and delivery of goods, five per cent on the net amount of the sale	

SUBSIDIARY LEGISLATION

HIGH COURT (CIVIL PROCEEDINGS) FEES ORDER

L.I. Gaz.
14/1922.
[20/1978].

made under section 2

[1st May 1922]

Commencement.

1. This Order may be cited as the –

Short title.

HIGH COURT (CIVIL PROCEEDINGS) FEES ORDER.

2. The fees and percentages to be taken in proceedings in the High Court (save and except the fees and percentages in (a) Matrimonial and (a) Bankruptcy Proceedings) shall be according to the Schedule.

Fees to be charged.
Schedule.

SCHEDULE

Clause 2.
[20/1978].

*of percentages and fees to be taken in
the High Court in civil proceedings*

**SUMMONSES, WRITS, NOTICES, COMMISSIONS
AND WARRANTS**

- | | |
|---|---------|
| 1. On sealing a writ of summons for commencement of an action | \$ 7.50 |
| 2. On sealing a concurrent, renewed or amended writ of summons for commencement of an action | 4.00 |
| 3. On sealing a warrant of arrest in Admiralty | 7.50 |
| 4. On sealing a notice for service under Order XVI, rule 48 | 2.50 |
| 5. On sealing a writ of mandamus | 15.00 |
| 6. On sealing a writ of subpoena for witnesses, not exceeding three persons | 4.00 |
| 7. On sealing a writ of execution, a subpoena pursuant to the Court of Probate Act 1858, section 23, and every other writ | 4.00 |

8.	On sealing or issuing an originating summons under the Act 6 & 7 Vict. c.73 for the taxation of a solicitor's bill of costs within twelve months after delivery, or delivery of a bill of costs by a solicitor, including the order to be made thereon	7.50
9.	On sealing any other originating summons	7.50
10.	On amending same	2.50
11.	On sealing or issuing an interpleader summons	7.50
12.	On sealing or issuing any other summons	6.00
13.	On filing a notice to have a reference to an Admiralty Registrar placed in the list for hearing	7.50
14.	On a notice in Admiralty actions pursuant to Order LXVII, rule 10	10.00
15.	On sealing a commission to take evidence	45.00
16.	On every other commission	15.00

APPEARANCES

17.	On entering an appearance for each person	4.00
18.	On amending the same	2.50

COPIES

19.	On a copy of a written deposition of a witness to enable a party to print the same, for each folio	.50
20.	On examining a written or printed copy, and marking or sealing same as an office copy, for each folio	.50
21.	On making a copy and marking same as an office copy, for each folio	.50
22.	On a copy in a foreign language - the actual cost	
23.	On a copy of a plan, map, section, drawing, photograph, or diagram - the actual cost	
24.	On a printed copy of an order, not being an office or certified copy, for each folio	.50

ATTENDANCES

25. On an application, with or without a subpoena, for any officer to attend as a witness, or to produce records or documents to be given in evidence (in addition to the reasonable expenses of the officer) for each day or part of a day he shall necessarily be absent from his office 10.00

The officer may require a deposit of stamps on account of any further fees, and a deposit of money on account of any further expenses which may probably become payable beyond the amount paid for fees and expenses on the application and the officer or his desk clerk taking such deposit shall thereupon make a memorandum thereof on the application.

The officer may also require an undertaking in writing to pay any further fees and expenses which may become payable beyond the amounts so paid and deposited.

OATHS, ETC.

26. On taking an affidavit or an affirmation or attestation upon honour in lieu of an affidavit or a declaration, for each person making the same 2.50
27. And in addition thereto for each exhibit therein referred to and required to be marked .75

FILING

28. On filing a special case 15.00
29. On filing an application for an order of sale of land under the Judgment Acts, 1907 7.50

- | | | |
|-----|--|------|
| 30. | On filing, except in Admiralty actions, and unless otherwise provided, any affidavit, deposition, or set of depositions (including any exhibits to any such affidavit or deposition) statement of claim in default of appearance, referees' certificates, preliminary act, submission to arbitration, award, warrant of attorney, cognovit, bail, satisfaction piece, bond or writ of execution with return and power of attorney, and every other proceeding in a probate action or matter required by an Act, general order, or order in the action, cause or matter to be filed | 1.50 |
| 31. | On filing any other document | .75 |
| 32. | On filing scripts in a probate action or on depositing pursuant to an order in any cause or matter, any documents for safe custody or production, if the number does not exceed five | 4.00 |
| 33. | On filing scripts in a probate action or on depositing pursuant to an order in any cause or matter, any documents for safe custody or production, if exceeding five | 7.50 |
| 34. | On a receipt for any document or documents to which the two last fees apply, when delivered out, or for any other document or documents when delivered | 2.50 |
| 35. | On filing an affidavit and notice under Order XLVI rule 4 | 7.50 |
| 36. | On every minute in Admiralty actions pursuant to Order LXVI, rule 8, for every instrument or document to which the minute relates (other than an exhibit, or any instrument or document previously issued from the Registry or the Marshal's Office) unless otherwise provided | 4.00 |
| 37. | On filing a fiat of satisfaction | 4.00 |
| 38. | On filing an appeal from the Magistrate's Court | 7.50 |

CERTIFICATES

- | | |
|---|------|
| 39. On a certificate of appearance, or of a pleading, affidavit or proceeding having been entered, filed, or taken, or of the negative thereof or any other certificate unless otherwise provided | 2.50 |
| 40. Or if required for use in a foreign country | 4.00 |
| 41. Or if a certificate of proceedings pursuant to Order LXI, rule 24 | 4.00 |

SEARCHES AND INSPECTIONS

- | | |
|--|------|
| 42. On an application to search for an appearance or an affidavit, and inspecting the same | 1.50 |
| 43. On an application to search an index, and inspect a pleading, judgment, decree, order, or other record, unless otherwise expressly provided for by Act or this Order, and to inspect scripts filed or documents deposited pursuant to an order for safe custody or production, for each hour or part of an hour occupied | 2.50 |
| 44. Not exceeding on one day | 7.50 |

EXAMINATION OF WITNESSES

- | | |
|---|-------|
| 45. On every memorandum of appointment for an examination to be taken before an examiner or other officer of the Court | 4.00 |
| 46. On every witness sworn and examined by an examiner or other officer of the Court in his office, unless otherwise provided, including oath, for each hour or part of an hour | 7.50 |
| 47. On an examination of witnesses by any such officer away from the office (in addition to reasonable travelling and other expenses) for each hour or part of an hour | 10.00 |
| 48. Not exceeding on one day | 7.50 |

49. The officer may require a deposit of stamps on account of fees and a deposit of money on account of expenses which may probably become payable beyond any amount paid for fees and expenses upon the examination, and the officer or his clerk, taking such deposit shall thereupon make a memorandum thereof, and deliver the same to the party making the deposit.

The officer may also require an undertaking in writing to pay any further fees and expenses which may become payable beyond the amount so paid or deposited.

HEARING

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|--|-------|
| 50. (1) On entering or setting down a cause or matter for trial | 15.00 |
| (2) On trial or hearing in Court of any cause or matter entered or set down as aforesaid | 15.00 |
| An additional \$2.00 for each day or part of a day after the first. | |
| 51. On entering directions of the Judge at a trial pursuant to Order XXXVI, rule 42, and certifying same when required | 7.50 |
| 52. On writing for the attendance of assessors on the hearing of an Admiralty action | 4.00 |
| 53. On answering and setting down for hearing in Court a petition by which any proceeding is commenced unless otherwise provided | 7.50 |
| 54. Any other petition | 4.00 |

JUDGMENTS, DECREES AND ORDERS

ON DRAWING UP AND ENTERING JUDGMENTS, DECREES AND ORDERS

- | | |
|--|------|
| 55. If made in Court on the original hearing or hearing on further consideration of a cause, or on the hearing of a special case or petition, or on any application in the Court of Appeal unless otherwise provided | 7.50 |
|--|------|

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|-----|--|------|
| 56. | If a judgment without hearing in Court or a final order in a probate action, or if an order made in a probate action or matter on a motion, including filing the case or application on which the order is made | 4.00 |
| 57. | If made on the hearing of an originating summons, unless otherwise provided | 4.00 |
| 58. | If made at Chambers on the hearing of a cause or matter | 4.00 |
| 59. | If made under Order XV, Order XXXII, rule 6, or Order XXXIII, rule 2 | 4.00 |
| 60. | If made on any application by Order LV, rule 2, directed to be disposed of in Chambers, comprised in sections (1), (2), (3), or (10) of the said rule exclusive of those comprised in section (12) of the same rule | 4.00 |
| 61. | If an order of course under the Act 6 and 7 Vict. c. 73 to tax a solicitor's bill of costs by a solicitor where fee No. 8 is not applicable | 7.50 |
| 62. | On any other order, including an agreement filed pursuant to Order LII, rule 23, in Admiralty actions, and filing same | 4.00 |
| 63. | On signing a note or memorandum of an order pursuant to Order LII, rule 14, when required for production where no Order is drawn up | 2.50 |
| 64. | On a memorandum to enter an order <i>nunc pro tunc</i> On proceeding at the Judge's Chambers, or before a taxing master or registrar. | 4.00 |
| 65. | On the sale or mortgage of any land or hereditaments with the approbation of the Judge made in any cause or matter for the purpose of raising money to be dealt with by the Court in such cause or matter, for every \$750 or fraction of \$750 of the amount of | 4.00 |

- | | | |
|-----|---|------|
| 66. | On the approval of the purchase of any land or hereditaments or of the title of any land or hereditaments to be purchased pursuant to any other in any cause or matter with money under the control of the Court in such cause or matter for every \$750 or fraction of \$750 of the amount of the purchase money | 4.00 |
| 67. | On proceedings pursuant to an order in any cause or matter where the amount of the outstanding or undisposed of estate of a deceased person or of the estate subject to any trust or partnership shall be ascertained for the purpose of being dealt with in such cause or matter without deducting any payment to creditors or parties interested after the commencement of the cause or matter for every \$750 or portion of \$750 of the amount or value thereof | 1.50 |
| 68. | On taking an account of moneys received by an executor, administrator, trustee, agent, solicitor, mortgagee, co-tenant, partner, receiver, guardian, consignee, bailee, manager, provisional official or other liquidator, sequestrator, or execution creditor or other person liable to account for each \$750 or fraction of \$750 of the amount found to have been received without deducting any payment | 1.50 |
| 69. | On taking an account of the debts or ascertaining the amount of any debt due from a deceased person or from any company in any cause or matter when any creditor shall be required to prove his debt otherwise than by production of his security for every \$750 or fraction of \$750 of the amount found to be due to such creditor, or (if more than one) of the appropriate amount found to be due to all such creditors | 1.50 |
| 70. | And in any such case, if after evidence adduced by the creditor his claim shall be disallowed, on each | 7.50 |

- | | |
|--|------------------------------|
| 71. On taking an account of or ascertaining the amount due in respect of the debentures or bonds of a joint-stock or other company, for every \$750 or fraction of \$750 of the aggregate amount found to be due | 4.00 |
| 72. On an inquiry to ascertain the heir and next of kin of any one or more than one deceased person whose estate is being administered in any cause or matter or in respect of whose estate an application is made under Order LV, rule 3, and on any such inquiry in Chambers upon an application under any Act whereby the purchase money of any property sold is directed to be paid into Court | 15.00 |
| 73. On settling a list of shareholders entitled to a return, where there is any money to be returned, or a list of contributories, for every person settled on either such list, not exceeding two thousand | 1.50 |
| 74. On settling under the Companies Act the list of the creditors of a limited company which proposes to reduce its capital | 45.00 |
| 75. On a certificate of a taxing master or registrar of the result of any proceeding or taxation of lists before him including one or any number of matters | 4.00 |
| 76. On every reference, investigation, inquiry, including examination of witnesses, if any, for every hour or part of an hour the officer is occupied | 7.50 |
| 77. On reference to the Registrar including examination of witnesses, if any, having regard to the nature and importance of the accounts and other matters and to the time occupied | from
30.00
to
75.00 |
| 78. If the attendance of one or more merchants is required for each merchant the same fees as to the Registrar | from
30.00
to
75.00 |
| 79. In cases of great intricacy, or very large amount, occupying more than two full days, larger fees may be taken not exceeding \$45.00 additional per day to the Registrar and for each merchant, for every day beyond two full days. | |

- | | |
|---|------------------------------|
| 80. In cases where the accounts to be investigated do not exceed \$3,750, and where the time occupied is short, fees may be taken for the Registrar and each merchant | from
15.00
to
45.00 |
|---|------------------------------|

PROCEEDINGS BEFORE A REFEREE

- | | |
|--|-------|
| 81. On every reference | 15.00 |
| 82. For every hour or part of an hour he is occupied including examination | 5.00 |

The fees Nos. 76 to 82 inclusive shall become due and payable by the party conducting the proceedings on the report of the result of the reference or otherwise as hereinafter provided where no such report is made.

The above-mentioned fees Nos. 65 to 74 and 76 to 82 inclusive shall be due and payable when no certificate, report or order is made by the party conducting the proceedings of if not completed a due proportion shall be payable on so much of the proceedings as shall have taken place the amount to be fixed by the officer.

In those cases the fees shall be paid by stamps impressed upon or affixed to a memorandum stating on what account such fees are paid.

A deposit of stamps on account of the fees applicable to any proceeding may be required before such proceeding is commenced or at any time during the course thereof, and in Admiralty actions when Order LVI, rule 4 applies such stamps shall be affixed as therein provided and in all other cases a memorandum of the amount deposited shall be delivered to the party making the deposit.

IN THE ADMIRALTY MARSHAL'S OFFICE

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| 83. For executing any warrant or attachment | 15.00 |
| 84. For keeping possession of any ship, goods or ship and goods (exclusive of any payment necessary for the safe custody thereof), for each day | 4.00 |

Note— No fee shall be allowed to the Marshal for the custody and possession of property under arrest, if it consists of money in a bank, or of goods stored in a bonded warehouse, or if it is in the custody of a customs house officer or other authorised person.

85. On release of any ship, goods, or person from arrest	15.00
86. For attending the delivery of cargo, for each day	30.00
87. For executing any commission of appraisalment, sale or appraisalment and sale, exclusive of the fees, if any, paid to the appraiser and auctioneer	15.00
88. For executing any other commission or instrument	15.00

ON THE GROSS PROCEEDS OF ANY SHIP OR GOODS, ETC., SOLD BY ORDER OF THE COURT

89. If not exceeding \$500.00	15.00
90. For every additional \$500.00 or part thereof	7.50

Note— If the Marshal being duly qualified acts as auctioneer, he shall be allowed a double fee on the gross proceeds.

91. On a final decree in an uncontested action	7.50
92. On a final decree in a contested action	15.00

Note— If the Marshal or his officer is required to go any distance in execution of his duties, a reasonable sum may be allowed for travelling, boat-hire, or other necessary expenses in addition to the preceding fees.

TAXATION OF COSTS

93. On taxing a bill of costs where the amount allowed does not exceed \$30.00	2.50
94. Where the amount exceeds \$30.00 for every \$15.00 allowed or a fraction thereof.	

These fees, unless otherwise provided, shall be taken on signing the certificate or on the allowance of the bill of costs as taxed, but the fees shall be due and payable, if no certificate or allowance is required, on

the amount of the bill as taxed, or on the amount of such part thereof as may be taxed, and the solicitor or person suing in person, shall in such case cause the proper stamps (the amount thereof to be fixed by the officer) to be impressed on or affixed to the bill of costs. The taxing officer may require a deposit of stamps on account of the fees before taxation not exceeding the fees on the full amount of the costs as submitted for taxation, and the officer or his clerk in taking such deposit shall make a memorandum thereof on the bill of costs.

ON PROCEEDINGS WITH REFERENCE TO MONEY IN COURT

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|---|------|
| 95. On a certificate of the amount and description of any money, funds, securities, including the request therefor | 2.50 |
| 96. On a request to the Registrar (unless otherwise provided) for any of the following purposes - paying, lodging, transferring or depositing money, funds, or securities in Court, or money in addition to the amount directed by an order to be paid in; paying out of Court any money, or a certificate of a taxing officer; information in writing in respect of any money, funds or securities, for each \$750 or part thereof | 2.50 |

REGISTER OF JUDGMENT

- | | |
|---|------|
| 97. On registering a judgment, although more than one name may have to be registered | 2.50 |
| 98. On re-registering same | 1.50 |
| 99. On a search for each name | 1.50 |
| 100. On a certificate of entry satisfaction | 1.50 |
| 101. On a duplicate certificate, if not more than three folios | 1.50 |
| 102. For every additional folio | .50 |
| 103. On every continuation search, if requested within fourteen days of any former search (the result to be endorsed on such certificate) | 1.50 |
| 104. On filing a certificate issued out of any inferior Court under the Judgments Act | 4.00 |

MISCELLANEOUS

105. On a fiat of a Judge	4.00
106. On signing, settling, or approving an advertisement	2.50
107. On taking the acknowledgement of a deed by a married woman	7.50
108. On an appointment of a Receiver.	7.50
109. On taking a recognizance or bond.	4.00
110. On assignment of a bond	4.00
111. On taking bail, and taking same off the file and delivering	2.50
112. On a commitment	4.00
113. On an application to produce Judge's notes	4.00
114. On vacating a recognizance	4.00
115. On the lodging of a will	1.50
116. On an application for a grant of probate or letters of administration	4.00
117. On sealing a grant of probate or letters of administration	4.00
118. On a citation	4.00
119. On entry of a caveat	15.00
119A. On an application to extend the time for putting in force an application for an order of sale under the Judgments Act including sale thereon	7.50

IN THE PROVOST MARSHAL'S OFFICE

SERVICE OF DOCUMENTS

120. Serving any writ of summons, notice, or other documents required	1.50
121. At a greater distance than one mile from the Court House for every extra mile or part of a mile in addition to the above fee	.75

EXECUTION OF PROCESS

122. Executing warrant of arrest on board ship if out of harbour	15.00
123. If in harbour	9.00
124. Executing a writ of attachment in town	7.50

125.	Out of town for every mile or part of a mile from the Court House beyond the first mile in addition to the above fee	2.50
126.	Executing a writ of attachment or order or committal in town	4.00
127.	In the country for every mile or part of a mile from the Court House beyond the first mile in addition to the above fee	2.50
128.	On every search in the record books of the Marshal's office	1.50
129.	Receiving and minuting execution	1.50
130.	List of extract of executions against any person	4.00
131.	Certified copy of an execution	3.00
132.	Fee on return of any writ	2.50
133.	Levy fee in city	6.00
134.	Levy fee in country beyond the above fee, per mile or part of a mile from the Court House	2.50
135.	Each man in possession <i>per diem</i>	3.00
136.	Summoning special jury	15.00
137.	Poundage on net proceeds (after payment of all incidental expenses on levy and sale) on the amount actually levied at the rate per cent of	37.50

Mileage in all cases shall be calculated to a place and not to and from a place.

SUBSIDIARY LEGISLATION

HIGH COURT (MATRIMONIAL PROCEEDINGS) FEES ORDER

L.I. Gaz.
14/1922.
[20/1978].

made under section 2

[1st May 1922]

Commencement.

1. This Order may be cited as the –

Short title.

HIGH COURT (MATRIMONIAL PROCEEDINGS) FEES ORDER.

2. The fees and percentages to be taken in matrimonial proceedings in the High Court shall be according to the Schedule. Fees to be charged.

SCHEDULE

[20/1978].

Citations, Advertisements, Writs, Commissions, etc.

On every citation	4.00
For settling citation or an abstract thereof for advertisement, or any other advertisement if of five folios or under	4.00
If exceeding five folios, for each additional folio or part of a folio	.75
On every writ of subpoena not exceeding three persons	4.00
On every writ of attachment	4.00
On every writ of sequestration	4.00
On every writ of <i>feri facias</i>	4.00
On every commission or requisition under seal of the	

APPEARANCE

On entering appearance, for each person	4.00
On amending appearance, for each person added, or other amendment	2.50

COPIES

Office copies of any document as in the Schedule of Fees in the High Court	
For the seal of the Court affixed to any order, minute or decree, or to any office copy	4.00

DECREE, VERDICT OR ORDER

Entering sentence or final decree in a cause	7.50
Entering verdict, if five folios or under	7.50
Entering verdict, if exceeding five folios, for each additional folio or part of a folio	.75
Entering order for the examination of a witness or witnesses	4.00
Entering any decree or order for alimony	7.50
Entering any order directing application of damages	7.50
Entering order providing for custody, maintenance, or education of children, if five folios or under	7.50
Entering any order of settlement of alimony, or of wife's property or disposal of settlements if five folios or under	7.50
If either of the above orders exceed five folios, for each additional folio or part of a folio	.75
Entering any order or protection for wife's earnings and property	4.00
For the order under the seal of the Court	7.50
For any order issuing under the hand of the Judge or Registrar except orders made on summons.	4.00
Entering any order, minute or decree in the Court book other than those above specified	4.00

REFERENCES

On each reference to ascertain the amount to be paid or secured to a wife to cover her costs for the Registrar's

For his report thereon	7.50
On each reference for any other inquiry, before the Registrar –	
attendance of Registrar	7.50
For every hour or part of an hour after the first	4.00
For the Registrar's report, if five folios or under	4.00
If exceeding five folios, for each additional folio or part of folio	.75

SUMMONS

On each summons	4.00
For an order on summons, including entry of the same	2.50
For an order on summons, if a final order in the cause	7.50

MOTIONS

Entering any minute or order on motion other than orders hereinbefore specified	4.00
Entering any minute or order if a final order in the cause	7.50

OATHS, ETC.

As in the Schedule of Fees in the Supreme Court

FILING

FILING ANY PETITION	15.00
Filing any answer, reply, rejoinder or any further replication or any Act on petition, or any writing or an Act on petition by way of answer, reply, rejoinder or conclusion, or any joinder in demurrer, or any interrogatories (each set) or any application for any order of protection of a wife's earnings and property or any case for motion	4.00
Filing depositions (each witness) or copies of issues of fact for the jury to settle	1.50

Filing every affidavit or other document brought into Court or deposited in the Registry, for filing which no fee is specified	1.50
Filing any notice	.75
Filing exhibits, each exhibit	.75

CERTIFICATES

For every certificate under the hand of the Judge or Registrar	4.00
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SEARCHES AND INSPECTIONS

SEARCH IN EACH COURT BOOK	1.50
On an application to search and inspect a pleading, decree, order, or other record not being in the Court books, unless otherwise provided for, expressly by any legislative Act, or this Order, and to inspect documents deposited for safe custody or for production pursuant to an Order, each document.	1.50

EXAMINATION OF WITNESSES

As in the Schedule of Fees to be taken in the High Court

SETTING DOWN AND HEARING

ON SETTING DOWN A CAUSE FOR HEARING OR TRIAL	15.00
Withdrawal of a cause after the same is set down for hearing or trial	7.50
On the hearing, to be paid by the party setting down the cause	15.00
On the hearing if the cause occupies more than one day, per additional day or part of a day	15.00

TAXING COSTS

As in the Schedule of Fees appointed to be taken in the
High Court

MISCELLANEOUS

On amending pleadings	2.50
On settling issues of fact to be tried by a jury	7.50
On an application to produce Judge's notes	4.00
Any fee not specially provided for in this Schedule shall be dealt with according to the Schedule of Fees to be taken in the High Court.	
